

The City Council of the City of Mattoon held a regular meeting in the City Hall Council Chambers on July 21, 2015.

Mayor Gover presided and called the meeting to order at 6:30 p.m.

Mayor Gover led the Pledge of Allegiance.

The following members of the Council answered roll call physically present: YEA Commissioner Dave Cox, YEA Commissioner Sandra Graven, YEA Commissioner Rick Hall, YEA Commissioner Preston Owen, and YEA Mayor Tim Gover.

Also physically present were City personnel: City Administrator Kyle Gill, City Attorney Janett Winter-Black, Finance Director/Treasurer Beth Wright, Public Works Director Dean Barber; Assistant Fire Chief Sean Junge; Deputy Police Chief Jason Taylor, and City Clerk Susan O'Brien.

CONSENT AGENDA

Mayor Gover seconded by Commissioner Hall moved to approve the consent agenda consisting of minutes of the regular meeting July 7, 2015 and bills and payrolls for the first half of July, 2015.

Bills and Payroll for the last half of July, 2015

	<u>General Fund</u>		
Payroll		\$	275,967.31
Bills		\$	<u>221,669.75</u>
	Total	\$	497,637.06
	<u>Hotel Tax Administration</u>		
Payroll		\$	4,032.24
Bills		\$	<u>3,352.89</u>
	Total	\$	7,385.13
	<u>Arts Council</u>		
Bills		\$	<u>518.98</u>
	Total	\$	518.98
	<u>Festival Mgmt Fund</u>		
Bills		\$	<u>76,615.04</u>
	Total	\$	76,615.04
	<u>Insurance & Tort Judgment</u>		
Bills		\$	<u>60,237.54</u>
		\$	60,237.54
	<u>Midtown TIF Dist</u>		
Bills		\$	<u>11,010.25</u>
	Total	\$	11,010.25
	<u>Capital Project Fund</u>		
Bills		\$	<u>61,233.17</u>
		\$	61,233.17
	<u>Broadway East Bus Dist</u>		
Bills		\$	<u>2,746.62</u>
		\$	2,746.62

	<u>Water Fund</u>		
Payroll		\$	30,833.85
Bills		\$	41,889.57
	Total	\$	<u>72,723.42</u>
	<u>Sewer Fund</u>		
Payroll		\$	39,097.23
Bills		\$	80,317.89
	Total	\$	<u>119,415.12</u>
	<u>Heath Insurance Fund</u>		
Bills		\$	45,589.57
	Total	\$	<u>45,589.57</u>
	<u>Motor Fuel Tax Fund</u>		
Bills		\$	45,544.56
	Total	\$	<u>45,544.56</u>

Mayor Gover opened the floor for comments/discussion with no response.

Mayor Gover declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Mayor Gover opened the floor for Public comments with no response.

Commissioner Cox seconded by Commissioner Graven moved to adopt Special Ordinance No. 2015-1600, approving and authorizing the lease assignment of 1904 Broadway Avenue from Doug Koester d/b/a Koester Enterprises to Jeremy and Faith Arthur.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2015-1600

AN ORDINANCE AUTHORIZING AN ASSIGNMENT OF LEASE OF CITY OF MATTOON PROPERTY AT 1904 BROADWAY AVENUE FROM DOUGLAS KOESTER, d/b/a KOESTER ENTERPRISES TO JEREMY AND FAITH ARTHUR

WHEREAS, there has been tendered and filed a proposed assignment of a written Lease agreement regarding the following described land owned by the City of Mattoon, to wit:

Beginning at a point at the Northeast corner of the intersection of Broadway Avenue and Nineteenth Street, proceeding North along the West side of Nineteenth Street to the intersection of the South right-of-way of the Penn Central Transportation Company, a Corporation, then West along the South line of the Penn Central Transportation Company right-of-way 225 feet, thence South parallel to the West line of Nineteenth Street to the North line of Broadway Avenue, thence East along the North line of Broadway Avenue to the place of beginning, situated in the City of Mattoon, County of Coles and State of Illinois.

which pertains to the property commonly described as 1904 Broadway Avenue, Mattoon, Illinois, and was originally leased by the City of Mattoon for a term of 20 years to William Wright, his executors, administrators, and assigns; and then on December 27, 1999 the City of Mattoon approved the assignment of said lease to Douglas K. Koester, d/b/a Koester Enterprises.

WHEREAS, Douglas K. Koester, d/b/a Koester Enterprises now desires to assign said lease to Jeremy and Faith Arthur.

WHEREAS, the City Council for the City of Mattoon, Coles County, Illinois, deems that the lease is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The City Council hereby authorizes an assignment of lease from Douglas K. Koester, d/b/a Koester Enterprises to Jeremy and Faith Arthur.

Section 2. The original lease agreement, the previous lease assignment dated December 27, 1999, and the current lease assignment are each attached and incorporated herein by reference.

Section 3. The City Council hereby authorizes the City Attorney and City Administrator to take such other administrative actions that may be necessary to implement the intent of this Special Ordinance.

Section 4. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 5. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Cox, seconded by Commissioner Graven, adopted this 21st day of July, 2015, by a roll call vote, as follows:

AYES (Names): Commissioner Cox, Commissioner Graven,
Commissioner Hall, Commissioner Owen,
Mayor Gover

NAYS (Names): None

ABSENT (Names): None

Approved this 21st day of July, 2015.

/s/ Timothy D. Gover
Timothy D. Gover, Mayor
City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ Janett S. Winter-Black
Janett S. Winter-Black, City Attorney

Recorded in the Municipality's Records on July 21, 2015.

Mayor Gover opened the floor for questions/comments/discussion. Administrator Gill stated the original lease was from 1996, the transfer was to the Arthurs, and the next lease would be updated next year.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Cox seconded by Commissioner Owen moved to approve Council Decision Request 2015-1628, approving the Annual NPDES permit fee in the amount of \$37,500 for the operation of the Waste Water Treatment Plant.

Mayor Gover opened the floor for comments/discussion. Commissioner Hall inquired about the fee with Director Barber stated the fee was charged by the State.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

DEPARTMENT REPORTS:

CITY ADMINISTRATOR/ COMMUNITY DEVELOPMENT noted a meeting with Judy Winn on proposals for a property casualty insurance broker with a decision to be made within the next couple of meetings and proposals were received from Arthur Gallagher and Diamond Brothers; otherwise, business as usual. Administrator Gill also noted his attendance at a City Managers' meeting with discussion of TIF districts. Mayor Gover announced Judy Winn's retirement at the end of the month.

CITY ATTORNEY had nothing to report. Commissioner Hall inquired as to an update on the former Young's Radiator. Administrator Gill updated Council on the witness namings by August 1st and hearing in February, 2016. Commissioner Cox inquired as to the delay. Administrator Gill described the delay by the owner. Mayor Gover opened the floor for further questions with no response.

CITY CLERK noted work with auditors; otherwise, business as usual. Mayor Gover opened the floor for questions with no response.

FINANCE distributed the June Financial Report, reviewed the report, updated Council on the radio meters transponders replacement progress, and noted work with the auditors. Commissioner Hall inquired as to the property tax mailings. Administrator Gill stated Inspector Frederick reported the County was to mail them within the next few days with a due date of August 28th for the first installment and September 28th for the second one. Council with input from Administrator Gill and Treasurer Wright discussed the Assessor's delay. Mayor Gover opened the floor for additional questions with no response.

PUBLIC WORKS updated the Council on the Heritage Park bid opening with received bids over the amount of the project estimation, rebidding in the Fall, and construction next Spring. Director Barber also updated Council on the crews' projects. Mayor Gover inquired as to the commencement date for Heritage Park Project with Director Barber stating the anticipated date to be 2016; and opened the floor for further questions. Commissioner Graven inquired as to the status on the Public Works Building with Director Barber stating the consultants were drawing the plans. Director Barber noted the CSO bids were to be opened on August 12th with an IEPA grant to be considered by Council in September. Mayor Gover opened the floor for questions with no response.

FIRE noted probationary firefighter Dylan Johnson passed his evaluations, started on July 17, 2015, and would attend the Fire Academy in September to obtain certification; stated Bagelfest was uneventful as far as emergencies; and business as usual. Mayor Gover opened the floor for questions with no response.

POLICE noted Bagelfest went well and was a good reflection on the City; and stated Officer Alex Hesse was now on patrol. Mayor Gover opened the floor for questions with no response.

ARTS AND TOURISM Commissioner Hall noted Tourism was busy with Bagelfest and Softball tournaments, acknowledged the volunteers, and announced Mattoon's success in the tournaments. Mayor Gover noted the great attendance at the tournaments.

COMMENTS BY THE COUNCIL

Commissioner Cox complimented the Parks crews and their work at Bagelfest and the tournaments, as well as his son's approval of Bagelfest. Commissioners Graven, Hall, and Owen had no further comments.

Mayor Gover seconded by Commissioner Hall moved to recess to closed session at 6:49 p.m. pursuant to the Illinois Open Meetings Act for the purpose of the discussion of minutes of meetings lawfully closed for purposes of the semi-annual review as mandated by Section 2.06 (5 ILCS 120(2)(c)(21)).

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Council reconvened at 6:53 p.m.

Mayor Gover seconded by Commissioner Owen moved to approve Council Decision Request 2015-1629, authorizing release of all Executive Session minutes from October 14, 2009 through June 30, 2015, except for October 14, 20, 2009; May 18, 2010; August 16, 2011; October 18, 2011; January 10, 2012; February 01, 2012; May 01, 15, 29, 2012; June 12, 2012; July 2, 2013; February 27, 2014; March 18, 2014; April 1, 15, 24, 2014; May 6, 20, 2014; July 15, 2014; September 02, 16, 2014; January 6, 2015; February 17, 2015; and May 19, 2015; and to approve the destruction of Executive Session verbatim records which have been approved for release in written form as follows: January 15, 2013; May 7, 2013; June 4, 2013; July 16, 2013; August 6, 20, 2013.”

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, YEA Commissioner Owen, YEA Mayor Gover.

Commissioner Hall seconded by Commissioner Cox moved to adjourn at 6:54 p.m.

Mayor Gover declared the motion carried by the following vote: YEA Commissioner Cox, YEA Commissioner Graven, YEA Commissioner Hall, NAY Commissioner Owen, YEA Mayor Gover.

/s/ Susan J. O'Brien
City Clerk